

**BEFORE THE  
MEDICAL BOARD OF CALIFORNIA  
DEPARTMENT OF CONSUMER AFFAIRS  
STATE OF CALIFORNIA**

**In the Matter of the Accusation )  
Against: )**

**RAM SREE DURISETI, M.D. )**

**Case No. 8002015013103**

**Physician's and Surgeon's )  
Certificate No. A65651 )**

**Respondent )**

**DECISION**

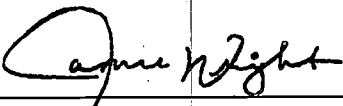
**The attached Stipulated Settlement and Disciplinary Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.**

**This Decision shall become effective at 5:00 p.m. on September 1, 2017.**

**IT IS SO ORDERED August 4, 2017.**

**MEDICAL BOARD OF CALIFORNIA**

**By:**

  
\_\_\_\_\_  
**Jamie Wright, J.D., Chair  
Panel A**

1 XAVIER BECERRA  
Attorney General of California  
2 JANE ZACK SIMON  
Supervising Deputy Attorney General  
3 ALICE W. WONG  
Deputy Attorney General  
4 State Bar No. 160141  
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5 San Francisco, CA 94102-7004  
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*Attorneys for Complainant*

7  
8 **BEFORE THE**  
**MEDICAL BOARD OF CALIFORNIA**  
9 **DEPARTMENT OF CONSUMER AFFAIRS**  
**STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

11 **RAM SREE DURISETI, M.D.**  
12 **701 Welch Road, Ste. C**  
13 **Palo Alto, CA 94304-5777**

14 **Physician's and Surgeon's License No. A**  
**65651**

15 Respondent.

Case No. 8002015013103

OAH No. 2017040071

16  
17 **STIPULATED SETTLEMENT AND**  
**DISCIPLINARY ORDER**

18 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to the above-  
entitled proceedings that the following matters are true:

19 1. Kimberly Kirchmeyer (Complainant) is the Executive Director of the Medical Board  
20 of California (Board). She brought this action solely in her official capacity and is represented in  
21 this matter by Xavier Becerra, Attorney General of the State of California, by Alice W. Wong,  
22 Deputy Attorney General.

23 2. Respondent Ram Sree Duriseti, M.D. (Respondent) is represented in this proceeding  
24 by attorney Kevin D. Cauley, Esq., whose address is: 624 South Grand Avenue, 22nd Floor  
25 Los Angeles, California 90017.

26 3. On or about June 19, 1998, the Board issued Physician's and Surgeon's License No. A  
27 65651 to Ram Sree Duriseti, M.D. (Respondent). The Physician's and Surgeon's License was in  
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1 full force and effect at all times relevant to the charges brought in Accusation No.  
2 8002015013103, and will expire on May 31, 2018, unless renewed.

3 **JURISDICTION**

4 4. On February 22, 2017, Complainant Kimberly Kirchmeyer, in her official capacity as  
5 the Executive Director of the Board, filed Accusation No. 8002015013103 (Accusation) against  
6 Respondent. The Accusation and all other statutorily required documents were properly served  
7 on Respondent and he timely filed his Notice of Defense.

8 5. A copy of Accusation No. 8002015013103 is attached as exhibit A and incorporated  
9 herein by reference.

10 **ADVISEMENT AND WAIVERS**

11 6. Respondent has carefully read, fully discussed with counsel, and understands the  
12 charges and allegations in Accusation No. 8002015013103. Respondent has also carefully read,  
13 fully discussed with counsel, and understands the effects of this Stipulated Settlement and  
14 Disciplinary Order.

15 7. Respondent is fully aware of his legal rights in this matter, including the right to a  
16 hearing on the charges and allegations in the Accusation; the right to confront and cross-examine  
17 the witnesses against him; the right to present evidence and to testify on his own behalf; the right  
18 to the issuance of subpoenas to compel the attendance of witnesses and the production of  
19 documents; the right to reconsideration and court review of an adverse decision; and all other  
20 rights accorded by the California Administrative Procedure Act and other applicable laws, having  
21 been fully advised of same by his attorney of record.

22 8. Respondent, having the benefit of counsel hereby voluntarily, knowingly, freely and  
23 intelligently waives and gives up each and every right set forth above.

24 **CULPABILITY**

25 9. Respondent agrees that, at an administrative hearing, Complainant could establish a  
26 *prima facie* case with respect to the charges and allegations contained in Accusation No.  
27 8002015013103 and that he has thereby subjected his Physician's and Surgeon's Certificate to  
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1 disciplinary action. Respondent further agrees to be bound by the Board's imposition of  
2 discipline as set forth in the Disciplinary Order below.

3 **CONTINGENCY**

4 10. This stipulation shall be subject to approval by the Medical Board of California.  
5 Respondent understands and agrees that counsel for Complainant and the staff of the Medical  
6 Board of California may communicate directly with the Board regarding this stipulation and  
7 settlement, without notice to or participation by Respondent or his counsel. By signing the  
8 stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek  
9 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails  
10 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary  
11 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal  
12 action between the parties, and the Board shall not be disqualified from further action by having  
13 considered this matter.

14 11. The parties understand and agree that Portable Document Format (PDF) and facsimile  
15 copies of this Stipulated Settlement and Disciplinary Order, including PDF and facsimile  
16 signatures thereto, shall have the same force and effect as the originals.

17 12. In consideration of the foregoing admissions and stipulations, the parties agree that  
18 the Board may, without further notice or formal proceeding, issue and enter the following  
19 Disciplinary Order:

20 **DISCIPLINARY ORDER**

21 **A. PUBLIC REPRIMAND**

22 **IT IS HEREBY ORDERED** that Physician's and Surgeon's License No. A 65651 issued  
23 to Respondent Ram Sree Duriseti, M.D. is hereby publicly reprimanded pursuant to California  
24 Business and Professions Code § 2227(a)(4). This Public Reprimand, which is issued in  
25 connection with Respondent's actions as set forth in Accusation No. 8002015013103, is as  
26 follows:  
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1 On or about June 4, 2015, you were convicted of two misdemeanor offenses, disturbing the  
2 peace and violation of a court order, arising out of three separate incidents of domestic  
3 violence stemming from verbal arguments with your spouse.

4 **B. PROFESSIONALISM PROGRAM (ETHICS COURSE)**

5 Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a  
6 professionalism program, that meets the requirements of Title 16, California Code of Regulations  
7 (CCR) section 1358.1. Respondent shall participate in and successfully complete that program.  
8 Respondent shall provide any information and documents that the program may deem pertinent.  
9 Respondent shall successfully complete the classroom component of the program not later than  
10 six (6) months after Respondent's initial enrollment, and the longitudinal component of the  
11 program not later than the time specified by the program, but no later than one (1) year after  
12 attending the classroom component. The professionalism program shall be at Respondent's  
13 expense and shall be in addition to the Continuing Medical Education (CME) requirements for  
14 renewal of licensure.

15 A professionalism program taken after the acts that gave rise to the charges in the  
16 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board  
17 or its designee, be accepted towards the fulfillment of this condition if the program would have  
18 been approved by the Board or its designee had the program been taken after the effective date of  
19 this Decision.

20 Respondent shall submit a certification of successful completion to the Board or its  
21 designee not later than 15 calendar days after successfully completing the program or not later  
22 than 15 calendar days after the effective date of the Decision, whichever is later.  
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ACCEPTANCE

I, Ram Sree Duriseti, M.D., have carefully read the above Stipulated Settlement and Disciplinary Order and, having the benefit of counsel, enter into it voluntarily, knowingly, freely, intelligently and with full knowledge of its force and effect on my Physician's and Surgeon's Certificate No. A 65651. I fully understand that, after signing this stipulation, I may not withdraw from it, that it shall be submitted to the Medical Board of California for its consideration, and that the Board shall have a reasonable period of time to consider and act on this stipulation after receiving it. By entering into this stipulation, I fully understand that, upon formal acceptance by the Board, I shall be publically reprimanded by the Board and shall be required to comply with the terms and conditions of the Disciplinary Order set forth above. I, also, fully understand that any failure to comply with the terms and conditions of the Disciplinary Order set forth above shall constitute unprofessional conduct and that my Physician's and Surgeon's Certificate No. A 65651 will be subject to further disciplinary action.


DATED: 6/3/2017



RAM SREE DURISETI, M.D.  
*Respondent*

I have read and fully discussed with Respondent Ram Sree Duriseti, M.D. the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED: 6-5-17



KEVIN D. CAULEY, ESQ.  
*Attorney for Respondent*

ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully submitted for consideration by the Medical Board of California.

Dated: 6/7/2017

Respectfully submitted,

XAVIER BECERRA  
Attorney General of California  
JANE ZACK SIMON  
Supervising Deputy Attorney General



ALICE W. WONG  
Deputy Attorney General  
*Attorneys for Complainant*

**Exhibit A**

**Accusation No. 8002015013103**



1 XAVIER BECERRA  
Attorney General of California  
2 JANE ZACK SIMON  
Supervising Deputy Attorney General  
3 ALICE W. WONG  
Deputy Attorney General  
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6 Facsimile: (415) 703-5480  
Attorneys for Complainant

FILED  
STATE OF CALIFORNIA  
MEDICAL BOARD OF CALIFORNIA  
SACRAMENTO Feb. 22 20 17  
BY [Signature] ANALYST

7  
8 **BEFORE THE**  
9 **MEDICAL BOARD OF CALIFORNIA**  
10 **DEPARTMENT OF CONSUMER AFFAIRS**  
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 8002015013103

13 **Ram Sree Duriseti, M.D.**  
14 **701 Welch Road, Ste. C**  
15 **Palo Alto, CA 94304-5777**

**ACCUSATION**

16 **Physician's and Surgeon's License**  
17 **No. A 65651,**

18 **Respondent.**

19 Complainant alleges:

20 **PARTIES**

21 1. Kimberly Kirchmeyer ("Complainant") brings this Accusation solely in her official  
22 capacity as the Executive Director of the Medical Board of California, Department of Consumer  
23 Affairs ("Board").

24 2. On or about June 19, 1998, the Medical Board issued Physician's and Surgeon's  
25 License Number A 65651 to Ram Sree Duriseti, M.D. ("Respondent"). The Physician's and  
26 Surgeon's License was in full force and effect at all times relevant to the charges brought herein  
27 and will expire on May 31, 2018, unless renewed.

28 **JURISDICTION**

3. This Accusation is brought before the Board, under the authority of the following  
laws. All section references are to the Business and Professions Code unless otherwise indicated.

1           4.     Section 2227 of the Code provides that a licensee who is found guilty under the  
2 Medical Practice Act may have his or her license revoked, suspended for a period not to exceed  
3 one year, placed on probation and required to pay the costs of probation monitoring, or such other  
4 action taken in relation to discipline as the Board deems proper.

5           5.     Section 2234 of the Code, states:

6           “The board shall take action against any licensee who is charged with unprofessional  
7 conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not  
8 limited to, the following:

9           “(a) Violating or attempting to violate, directly or indirectly, assisting in or abetting the  
10 violation of, or conspiring to violate any provision of this chapter.

11           “(b) Gross negligence.

12           “(c) Repeated negligent acts. To be repeated, there must be two or more negligent acts or  
13 omissions. An initial negligent act or omission followed by a separate and distinct departure from  
14 the applicable standard of care shall constitute repeated negligent acts.

15           “(1) An initial negligent diagnosis followed by an act or omission medically appropriate  
16 for that negligent diagnosis of the patient shall constitute a single negligent act.

17           “(2) When the standard of care requires a change in the diagnosis, act, or omission that  
18 constitutes the negligent act described in paragraph (1), including, but not limited to, a  
19 reevaluation of the diagnosis or a change in treatment, and the licensee's conduct departs from the  
20 applicable standard of care, each departure constitutes a separate and distinct breach of the  
21 standard of care.

22           “(d) Incompetence.

23           “(e) The commission of any act involving dishonesty or corruption which is substantially  
24 related to the qualifications, functions, or duties of a physician and surgeon.

25           “(f) Any action or conduct which would have warranted the denial of a certificate.

26           “(g) The practice of medicine from this state into another state or country without meeting  
27 the legal requirements of that state or country for the practice of medicine. Section 2314 shall not  
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1 apply to this subdivision. This subdivision shall become operative upon the implementation of the  
2 proposed registration program described in Section 2052.5.

3 “(h) The repeated failure by a certificate holder, in the absence of good cause, to attend and  
4 participate in an interview by the board. This subdivision shall only apply to a certificate holder  
5 who is the subject of an investigation by the board.”

6 6. Section 2236 of the Code states:

7 “(a) The conviction of any offense substantially related to the qualifications, functions, or  
8 duties of a physician and surgeon constitutes unprofessional conduct within the meaning of this  
9 chapter [Chapter 5, the Medical Practice Act]. The record of conviction shall be conclusive  
10 evidence only of the fact that the conviction occurred.

11 “... (d) A plea or verdict of guilty or a conviction after a plea of nolo contendere is  
12 deemed to be a conviction within the meaning of this section and Section 2236.1. The record of  
13 conviction shall be conclusive evidence of the fact that the conviction occurred.”

14 7. California Code of Regulations, title 16, section 1360, states:

15 “For the purposes of denial, suspension or revocation of a license, certificate or permit  
16 pursuant to Division 1.5 (commencing with Section 475) of the code, a crime or act shall be  
17 considered to be substantially related to the qualifications, functions or duties of a person holding  
18 a license, certificate or permit under the Medical Practice Act if to a substantial degree it  
19 evidences present or potential unfitness of a person holding a license, certificate or permit to  
20 perform the functions authorized by the license, certificate or permit in a manner consistent with  
21 the public health, safety or welfare. Such crimes or acts shall include but not be limited to the  
22 following: violating or attempting to violate, directly or indirectly, or assisting in or abetting the  
23 violation of, or conspiring to violate any provision of the Medical Practice Act.”

#### 24 **CAUSE FOR DISCIPLINE**

##### 25 **(Unprofessional Conduct - Criminal Conviction)**

26 8. Respondent Ram Sree Duriseti, M.D. is guilty of unprofessional conduct and is  
27 subject to disciplinary action under sections 2227, 2234, 2236, and California Code of  
28 Regulations, title 16, section 1360, in that on or about June 4, 2015, in a criminal proceeding

1 entitled *People of the State of California v. Ram Duriseti*, in the San Mateo County Superior  
2 Court, Case Number SM397814A, Respondent was convicted by plea of "no contest" to violation  
3 of California Penal Code section 415, disturbing the peace, and violation of Penal Code section  
4 273.6, violation of a court order. The circumstances are as follows:

5 a. On or about January and February of 2015, Respondent committed three separate  
6 incidents of domestic violence stemming from verbal arguments with his spouse. Law  
7 enforcement was later called to investigate the three separate incidents and Respondent was  
8 arrested on or about March 13, 2015. At the time of his arrest, Respondent was served with a  
9 temporary Emergency Protective Order ("Order"), which required Respondent to stay away from  
10 his spouse and 10-year old child, the named victims in the Order. On or about May 4, 2015,  
11 Respondent violated the Order by coming within 100 yards of the named victims, in violation of  
12 the Order.

13 b. On or about June 4, 2015, Respondent was sentenced by the court to three (3) years  
14 probation; no weapons condition; and to serve 90 days county jail which he was allowed to serve  
15 on the alternative sentencing program; and complete a 52-weeks domestic violence counseling  
16 program.

### 17 PRAYER

18  
19 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
20 and that following the hearing, the Medical Board of California issue a decision:

21 1. Revoking or suspending Physician's and Surgeon's License Number A 65651, issued  
22 to Ram Sree Duriseti, M.D.;

23 2. Revoking, suspending or denying approval of Ram Sree Duriseti, M.D.'s authority to  
24 supervise physician assistants, pursuant to section 3527 of the Code;

25 3. Ordering Ram Sree Duriseti, M.D., if placed on probation, to pay the Board the costs  
26 of probation monitoring; and


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4. Taking such other and further action as deemed necessary and proper.

DATED: February 22, 2017

  
KIMBERLY KIRCHMEYER  
Executive Director  
Medical Board of California  
Department of Consumer Affairs  
State of California  
*Complainant*

SD2017703583